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**To:** [Gungle, Ashley](#)  
**Cc:** [Patrick.BROWN@soitec.com](#) / [Patrick.BROWN@soitec.com](#)  
**Subject:** Soitec - Rugged BTR  
**Date:** Friday, September 13, 2013 1:50:57 PM  
**Attachments:** [Rugged BTR.zip](#)

Hi Ashley,

Attached are the sections of the Rugged BTR. Per the County's 14-day turnaround review schedule, we anticipate comments back on this section by September 27<sup>th</sup> at the latest. Please let us know if there are any issues you would like to discuss prior to that date.

Responses to County comments are provided below.

Thanks,  
Megan

11 - 1	Biological Resources	Staff has reviewed the Biological Resources Report dated <del>May 2012</del> <u>July 2012</u> prepared by Dudek and submitted to the County on <del>May 15, 2012</del> <u>July 24, 2012</u> . The report requires revisions as detailed in the following comments.	General Note	6/15/2012 <u>8/28/2012</u>	6/15/2012 <u>8/28/2012</u>
11 - 3	Biological Resources	Cumulative impacts have not been addressed. Additional comments and potential design changes may be forthcoming once cumulative analysis is provided. <u>8/28/12 Cumulative impacts have not been addressed and will be evaluated in the EIR prepared for the proposed project. Additional comments and potential design changes may be forthcoming once cumulative analysis is provided.</u>	Please see EIR comments.	6/15/2012 <u>8/28/2012</u>	5/7/2013
11 - 5	Biological Resources	Golden Eagle analysis and impacts to foraging habitat are not addressed. The report states an additional report will be submitted. Additional comments will be provided once the report is submitted. 8/28/12 Additional information was not included in this submittal. <u>5/7/2013: Additional comments on the golden eagle analysis will be provided after the June Interim review meeting if necessary.</u>	Noted. Pending additional comments...	6/15/2012 8/28/2012 <u>5/7/2013</u>	
11 - 9	Biological Resources	Please provide a figure showing the tentative design for the adjacent projects in order to understand the wildlife movement possibilities that will be created with the development of these projects. A wildlife movement study may be required once additional information is provided. This study will help accurately identify current wildlife movement and what movement paths will remain after this Valley is developed. <u>8/28/12 Cumulative impacts will be addressed in the EIR for this project and must address wildlife movement. Additional comments and potential design changes may be forthcoming once cumulative analysis is provided.</u>	Please see EIR comments.	6/15/2012 <u>8/28/2012</u>	5/7/2013
11 - 11	Biological Resources	Analysis in Section 7.2.3 regarding the determination that no impacts will occur to sensitive habitat lands. The site has a significant population of sensitive plants and species and potential impacts and cumulative impacts to wildlife movement. Additional analysis needs to be discussed to justify why the site is not sensitive habitat lands. <u>8/28/12 Cumulative impacts will be addressed in the EIR for this project and must address wildlife movement. Additional comments and potential design changes may be forthcoming once cumulative analysis is provided.</u>	Please see EIR comments.	6/15/2012 <u>8/28/2012</u>	5/7/2013
11 - 13	Biological Resources	The proposed location of the on-site or off-site mitigation was not provided in the Biological Resources Report. If the off-site mitigation will be through the purchase and preservation of other off-site land, please provide sufficient information for staff to evaluate the off-site resources and the means to preserve the resources in perpetuity. <u>8/28/12 The proposed mitigation location must provide directly benefit the group 1 species impacted by this project.</u>	See comment 11-15 below.	6/15/2012 <u>8/28/2012</u>	5/7/2013

11 - 15	Biological Resources	Appendix K of the report includes information on an offsite mitigation location. The site does not appear to have all of the required acreages of each habitat type. Please include a calculation of the out of kind acreages that are proposed for mitigation. Please also include a discussion regarding why these habitats would be like functioning to the impacted habitat and how they would function to serve the same sensitive species detected on the project site. The proposed mitigation location must provide directly benefit the group 1 species impacted by this project. In addition, the applicant must provide a conceptual Resource Management Plan for staff's review.	The mitigation memo has been updated with this information.	5/7/2013	-
11 - 16	Biological Resources	Page 1-1 of the report indicates the project would produce 84 MW of power while the project description indicates 80 MW. Please clarify.	Revised.	5/7/2013	-
11 - 17	Biological Resources	Table 1-1: Please clarify whether updated QBC surveys were complete in 2012. If not, surveys should be updated in 2013.	Updated surveys were not completed in 2012; however, surveys of additional areas were conducted in 2013. Table 1-1 has been revised accordingly.	5/7/2013	-
11 - 18	Biological Resources	Page 1-63 of the report still refers to result of the golden eagle report being included in the next iteration. Please update this section to include the most up to date information on golden eagles.	Page 1-62 has been updated based on the 2013 eagle report.	5/7/2013	-
11 - 19	Biological Resources	Page 1-114 indicates that more information is provided in the RPO Study. This document is no longer being utilized and the applicant has indicated that this information will be included in the EIR. Please update this section to remove this reference and include all pertinent information.	Pages 1-113 through 1-115 have been revised to include additional information.	5/7/2013	-
11 - 20	Biological Resources	Table 2-4 of the report indicates that 3.09 acres of RPO wetlands would be impacted. Please clarify that these impacts are associated solely with the proposed road (later in the report is says 0.7 acre of wetland impacts and 0.3 acre of wetland buffer impacts would occur). In addition, please provide findings in accordance with the Resource Protection Ordinance for this wetland crossing.	Table 2-4 separates impacts out by jurisdiction. RPO wetlands impacted total 0.29 acre, including 0.19 acre associated with Tule Road. The 0.7 acre impacts to RPO wetland referenced on page 4-9 includes 0.3 acre of wetland buffer. These sections have been revised for clarification.	5/7/2013	-
11 - 21	Biological Resources	Page 3-17 of the report indicates that the proposed mitigation site is located west of the project. It is actually located south. Please correct.	Revised.	5/7/2013	-
11 - 22	Biological Resources	Pages 4-8 and 4-9 of the report discuss groundwater dependent habitat. Comments on the groundwater study and in relation to groundwater dependent habitat are ongoing. This section will require updating based on the outcome of those comments.	Comment noted.	5/7/2013	-
11 - 23	Biological Resources	Page 6-3 of the report indicates that Tule road "is likely to deter wildlife movement through the area". Was this intended to say "is NOT likely to deter"?	Yes, revised.	5/7/2013	-
11 - 24	Biological Resources	Page 7-2 of the report (Guideline 4.5.C) indicates that there will be no RPO impacts while the remainder of the report indicates there will be RPO wetland and wetland buffer impacts. In addition, a determination has not been made regarding RPO sensitive habitat land. This section should be updated accordingly. In addition, section 7.4 page 7-4) should discuss mitigation for impacts to RPO wetlands.	Section 7.2.3, page 7-2 has been updated to include the RPO impacts. Section 7.4, page 7-4 has been updated to include the mitigation measures.	5/7/2013	-
11 - 25	Biological Resources	This project will be added to the June Wildlife Agency Interim Review meeting agenda. Additional comments from the agencies will be provided to the applicant after that meeting.	Comment noted.	5/7/2013	-

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